City of Lafayette
Public Meeting Agenda
City Council Special Meeting
Redevelopment Agency Special Meeting

Monday, March 9, 2009 **6:00 pm**
Lafayette Community Center – **Sequoia Room**
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. ADOPTION OF AGENDA
4. PUBLIC COMMENTS
5. CLOSED SESSION
   A. Conference with Legal Counsel – Anticipated Litigation: Significant exposure to Litigation pursuant to Government Code section 54956.9(b) (1 Case)

6. ADJOURNMENT

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

* Any writings or documents pertaining to an **open session** item provided to a majority of the City Council less than 72 hours prior to the meeting, shall be made available for public inspection at the front counter at City Hall located at 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA. during normal business hours.

City of Lafayette
Public Meeting Agenda
City Council Special Meeting
Emergency Preparedness Commission Special Meeting

Monday, March 9, 2009 **6:30 pm**
Lafayette Community Center – **Sequoia Room**
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. ADOPTION OF AGENDA
4. PUBLIC COMMENTS
5. PRESENTATIONS
   A. **Emergency Preparedness Commission**
   Report on Goals and Accomplishments 2009
   Recommendation: Receive and file.

6. ADJOURNMENT

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City of Lafayette
Public Meeting Agenda
City Council Regular Meeting
Redevelopment Agency Special Meeting

Monday, March 9, 2009 **7:00 pm**
Lafayette Community Center – Manzanita Room
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. ADOPTION OF AGENDA
5. REPORT FROM CLOSED SESSION
6. PUBLIC COMMENTS
7. PRESENTATIONS
   A. **Ruth Rosenberg, Vice Chair, Contra Costa County Leadership Council, American Red Cross Bay Area Chapter**
   Proclamation Recognizing March as American Red Cross Month
   Recommendation: Approve proclamation and present.

   B. **Erling Horn, Central Contra Costa Transit Authority Board of Directors Member**
   Update on County Connection Revised and New Routes and Fares
   Recommendation: Receive and file.

8. OLD BUSINESS
9. STAFF REPORTS
10. PUBLIC HEARINGS
    A. **Lindy Coburn, Associate Planner**
    Inclusionary Housing Ordinance follow-up on two key components, affordable restrictions and in-lieu fees
    Recommendation: Provide direction on the two key components and direct staff to draft an Inclusionary Housing Ordinance.

    B. **Niroop Srivatsa, Planning & Building Services Manager**
    GP01-09: Amendments to the Housing Chapter of the Lafayette General Plan (Housing Element) to accommodate the regional housing needs allocation established by the State Department of Housing and Community Development
    Recommendation: Authorize staff to send an administrative draft to the State Department of Housing and Community Development for the mandated 60-day review.

11. CONSENT CALENDAR
    A. **City Council Minutes**
    February 23, 2009
    Recommendation: Approve.

    B. **Resolution 2009-010 Designating a 4-Hour Parking Time Zone on Nordstrom Lane West of Glen Road**
    Recommendation: Adopt Resolution 2009-010.

C. **MS 504-06, 3975 S. Peardale Drive – Partial Release of Security Deposit**
Recommendation: Accept work done to date as complete and authorize the recordation of a notice of partial completion and the release of corresponding securities.

D. **Adoption of CEQA Categorical Exemption finding for Mt. Diablo Boulevard Multi-Purpose Pathway Project**
Recommendation: Adopt a CEQA Categorical Exemption finding under Section 15301(c) for the Mt. Diablo Boulevard Multi-Purpose Pathway Project and authorize staff to record a Notice of Completion.

E. **CEQA Finding and Resolution 2009-15 Request to the Metropolitan Transportation Commission for the Allocation of FY 2009-2010 TDA Article 3 Funds for Stanley Boulevard Sidewalk at Warner Curve**
Recommendation: Adopt Resolution 2009-15.

F. **Rejecting all bids for the Lafayette Community Park Children's Play Area - Project #012-917100**
Recommendation: Reject all bids that were submitted on February 18, 2009 for the Lafayette Community Park Children's Play Area Project #012-917100 and direct staff to re-advertise the project.

G. **E-mail dated February 24, 2009 from Geri Murphy resigning from the Creeks Committee.**
Recommendation: Accept with regret.

H. **Appointing new member to the Environmental Task Force**
Recommendation: Appoint Matt Branagh to the Environmental Task Force.

I. **Planning Division Work Plan: Schedules for Completing the Long Range Tasks**
Recommendation: Approve revised work plan and schedules.

J. **Drought Status, Suspension of Water Well Study/Construction for Community Park**
Recommendation: Suspend further consideration of water well construction at Community Park at this time.

K. **Increase the 2008-09 Senior Services Commission Budget by $29,750 and Enter a Professional Services Agreement with BW Research Partnership, Inc. to Conduct a Senior Needs Assessment**
Recommendation: Increase the 2008-09 Senior Services Commission budget by $29, 750 and enter into a professional services agreement with BW Research Partnership, Inc. to conduct a Senior Needs Assessment.

L. **Downtown Bike Racks**
Recommendation: 1. Authorize staff to sign 511ContraCosta.org's use agreement to purchase and install bike racks at the subject locations on public property. 2. Direct staff to work with the identified private property owners to seek their approval to purchase and install racks utilizing 511ContraCosta.org grant funds.

Convene Redevelopment Agency

M. **Downtown Strategy Update**
Recommendation: Receive and file.

N. **Intention to Negotiate for Purchase of APN 241-010-031 and APN 233-031-026-5**
Recommendation: Staff recommends Council declare, as a minute order, its intention to negotiate for the purchase of these properties and adjourn to a closed session for the purpose to give direction to the city manager regarding terms and conditions.

Adjourn Redevelopment Agency

12. COUNCIL/COMMISSION REPORTS
    A. Councilmember report on activities and consideration of matters a councilmember wishes to initiate for placement on a future agenda.

    B. **Brandt Andersson, Vice Mayor**
    Discussion on the tradition of Mayoral Rotation
    Recommendation: Discuss.

13. WRITTEN COMMUNICATIONS

Convene Redevelopment Agency

14. RECONVENE CLOSED SESSION
    A. **Conference with Real Property Negotiators (Government code section 54956.8)**
    Property: APN 241-010-031 (Risa Road) and APN 233-031-026-5 (Brown Avenue)
    Agency Negotiator: Steven Falk, City Manager/Executive Director
    Negotiating Parties: Davidson APN 241-010-031 (Risa Road); Pingree APN 233-031-026-5 (Brown Ave.)
    Under Negotiation: Price and Terms of Payment

Adjourn Redevelopment Agency

15. ADJOURNMENT to the next regularly scheduled meeting on Monday, March 23, 2009.

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City of Lafayette
General Information for Public Meetings

Location of Agendas and Agenda Packets: Agenda and packets are available for review by the public during regular work hours at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210. Agendas and packets shall be made available at least 72 hours in advance of each meeting. Agendas and staff reports are also available on the city website www.ci.lafayette.ca.us .

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132). Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Joanne Robbins, City Clerk at (925) 299-3210 at least 48 hours before the meeting, if possible.

Board1 Discussion: In accordance with State Law, the Board is generally prohibited from discussing and making decisions regarding items not posted on the agenda. Exceptions include items of urgency that become known to the Board after the posting of the agenda; discussion of such items requires a 4/5ths affirmative vote by the Board.

Persons Wishing to Speak: Any person may address the Board on any item listed on this agenda. Persons wishing to address the Board should complete a speaker slip and submit it to the City staff. In addressing the Board, speakers should step to the podium and state their names and addresses for the record.

Public Comments on Agenda Items: Persons wishing to speak on items listed on the agenda will be heard when called by the meeting chair. After the public has commented, the item will be closed to public comment and brought to the Board for discussion and action. There is no further comment permitted from the audience unless invited by the meeting chair.

Public Comments on Non-Agenda Items: Persons wishing to speak on matters not posted on this agenda are encouraged to submit the matter in writing to the City Clerk or staff aide at least ten days prior to the next regularly scheduled Board meeting date. Persons unable to do this may address the Board under the PUBLIC COMMENTS section of this agenda. Note, however, that such matters may be referred to staff for action or posted on a future agenda.

Time Limit on Comments: Persons will be permitted to speak for up to three minutes.

Posted Times: Posted times are estimated and actual times will vary. Public hearings may start later but never earlier than the posted time.

Reconsideration of Items: After the Board has acted on an agenda item, it may reconsider the same item later in the meeting in accordance with Council Rules of Proceedings II.D.4 in Resolution 2007-049.

Consent Calendar: All matters listed under consent calendar are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Board or a member of the public prior to the time that the Board votes on the motion to adopt.

Notice Requirements: Lafayette Municipal Code Section 6-211 requires that the City provide public notice of the first public hearing for any meeting that requires public notice. If there are additional meetings, they are **not re-noticed**. Be advised that it is the responsibility of any interested party to follow the continuance date or dates, as well as to be apprised of whether project revisions have been submitted.

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1 "Board" is used here as a generic term for the City Council, commissions, committees, task forces, and other public decision-making boards.